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8
9 **UNITED STATES DISTRICT COURT**
10 **DISTRICT OF NEVADA**

11
12 UNITED STATES OF AMERICA,
13 Plaintiff,
14 v.
15 DERRICK JOSEPH RADY,
16 Defendant.

Case No. 3:17-CR-00045-HDM-WGC
ORDER GRANTING
STIPULATION TO CONTINUE
SENTENCING HEARING
(Third Request)

17
18 IT IS HEREBY STIPULATED AND AGREED by and through Federal Public
19 Defender Rene L. Valladares and Assistant Federal Public Defender Robert O'Brien, counsel
20 for DERRICK JOSEPH RADY, and United States Attorney Nicholas A. Trutanich and
21 Assistant United States Attorney Richard Casper, counsel for the UNITED STATES OF
22 AMERICA, that the Sentencing hearing set for August 6, 2020, at 10:00 AM, be vacated and
23 continued to November 10, 2020, at 11:00 AM.
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1 The continuance is necessary for the following reasons:

2 1. This is a joint request by counsel for the Government and counsel for the
3 Defendant, Mr. Derrick Rady.

4 2. The additional time requested by this Stipulation is reasonable pursuant to
5 Federal Rule of Criminal Procedure 32(b)(2), which states that the “court may, for good cause,
6 change any time limits prescribed in this rule.”

7 3. Both counsel request this additional time in order to allow adequate time to
8 research sentencing issues and to prepare for the sentencing hearing.

9 4. The government has recently discovered evidence that may be relevant to Mr.
10 Rady’s case and exculpatory. To date, defense counsel has had an opportunity to partially
11 review this material, but will need additional time to complete the document review. As a result,
12 counsel for the defendant requests additional time to review these documents.

13 5. Defense counsel will need to thoroughly review the government’s recently
14 discovered evidence in order to advise Mr. Rady on whether or not he should petition to
15 withdraw his guilty plea in this case.

16 6. Mr. Rady is currently detained and agrees with the continuance.

17 7. This is the third request for continuance of the sentencing hearing.

18 DATED this 23rd day of July, 2020.

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21 RENE L. VALLADARES
22 Federal Public Defender

NICHOLAS A. TRUTANICH
United States Attorney

23 By /s/ Robert O’Brien
24 ROBERT O’BRIEN
25 Assistant Federal Public Defender
26 Counsel for
DERRICK JOSEPH RADY

By /s/ Richard Casper
RICHARD CASPER
Assistant United States Attorney
Counsel for the Government

ORDER

Based on the Stipulation of counsel, and good cause appearing,

IT IS THEREFORE ORDERED that the Sentencing Hearing currently set for August 6, at 10:00 AM 2020 be vacated and continued to **November 10, 2020, at 11:00 AM.** in Reno Courtroom 4 before Judge Howard D. McKibben. IT IS SO ORDERED.
DATED this 23rd day of July, 2020.



UNITED STATES DISTRICT JUDGE